

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

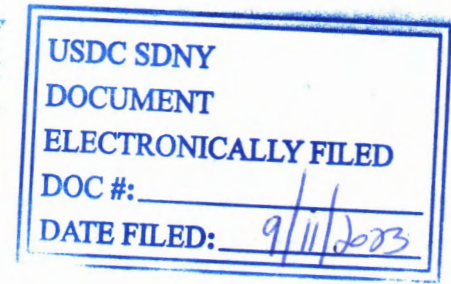
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ADAMA SOW, DAVID JAKLEVIC, ALEXANDRA DE
MUCHA PINO, OSCAR RIOS, BARBARA ROSS,
MATTHEW BREDDER, SABRINA ZURKUHLIN,
MARIA SALAZAR, DARA PLUCHINO, and SAVITRI
DURKEE, *on behalf of themselves and others similarly situated*,

Plaintiffs,

- against -

CITY OF NEW YORK; MAYOR BILL DE BLASIO;
NEW YORK CITY POLICE DEPARTMENT
COMMISSIONER DERMOT SHEA; NEW YORK
CITY POLICE DEPARTMENT CHIEF OF
DEPARTMENT TERENCE MONAHAN; NYPD
DETECTIVE EDWARD CARRASCO (SHIELD NO.
1567); NYPD OFFICER TALHA AHMAD (SHIELD
NO. 21358); NYPD OFFICER KEVIN AGRO (SHIELD
NO. 8054); and NYPD OFFICERS JOHN and JANE
DOES # 1- 40,

Defendants.
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21 Civ. 0533 (CM)(GWG)

ORDER MODIFYING THE SETTLEMENT STIPULATION

WHEREAS, on July 27, 2023, the Court so-ordered the Stipulation of Settlement and Order dated July 19, 2023 ("Settlement Stipulation") (Dkt. 171) which sets forth the terms and conditions for a proposed class settlement, granted preliminary approval of the proposed Class Action Settlement, and appointed Rust Consulting, Inc. as Claims Administrator; and

WHEREAS, some deadlines necessary for the administration of the settlement were not included in the Settlement Stipulation; and

WHEREAS, the Settlement Stipulation, and the administration of the class action settlement, require dates for events that must occur;

NOW, THE FOLLOWING SCHEDULE IS HEREBY STIPULATED, ORDERED,
ADJUDGED AND DECREED:

EVENT	DATE
Preliminary Approval Order granted	July 27, 2023
City to pay the Claims Administrator 50% of the costs necessary to fulfill the Proposed Notice Plan, as set forth in paragraph 45 of the Stipulation of Settlement and Order ("Settlement Stip.")	August 11, 2023 (<i>within 15 days of Preliminary Approval</i>)
Parties to provide Claims Administrator with necessary information concerning Class Members (Settlement Stip. ¶ 52)	August 11, 2023 (<i>within 15 days of Preliminary Approval</i>)
Claims Administrator to notify Class Members by mail (Settlement Stip. ¶ 57)	September 11, 2023 (<i>within 45 days of Preliminary Approval</i>)
Claims Administrator to provide the Parties with a list of Claims received to date (Settlement Stip. ¶ 64)	Every 30 days after September 11, 2023, the date Claims Packages are sent
Claims Administrator to re-send Claim Package to the newly ascertained address for any class member where the address provided by the parties is no longer valid; if no updated address is ascertained, Claims Administrator re-mails to last known address (Settlement Stip. ¶ 58)	Within 30 days of receiving the newly ascertained address or receiving no updated address from the skip trace
If the City identifies any Claims Form(s) that it believes should be rejected, parties to confer and attempt to reach agreement (Settlement Stip. ¶ 65)	Within 15 days after the City provides Class Counsel with written notice and reasons for rejecting the Claim Form(s)
Bar Date (i.e., deadline to submit Claims Forms, Opt Outs, and objections)	December 22, 2023 (<i>148 days from Preliminary Approval</i>)
Class Administrator sends notice to Class Members who by the Bar Date submit partially completed Claim Forms that are deficient to validate their Claim Forms (Settlement Stip. ¶ 67)	Within 21 days of when Class Administrator sends deficiency notice
Class Counsel to make Application seeking Court approval of Attorneys' Fees and Costs	February 8, 2024 (<i>14 days before the Fairness/Final Approval Hearing</i>)
Claims Administrator to provide to the Parties a list of Class Members for whom Claim Packages were returned as undeliverable and for whom efforts to obtain an alternative address failed (Settlement Stip. ¶ 60)	February 8, 2024 (<i>at least 14 days before the Fairness/Final Approval Hearing</i>)
Plaintiffs to file Motion for Final Approval of Settlement	February 8, 2024 (<i>14 days before the Fairness/Final Approval Hearing</i>)
Class Counsel to file with the Court a declaration confirming that Notice was provided consistent with the Settlement Stipulation and the Preliminary Approval Order	February 15, 2024 (<i>at least 7 days before the Fairness/Final Approval Hearing</i>)
Fairness/Final Approval Hearing	February 22, 2024 or Date Convenient to the Court after February 22, 2024

Final Approval Order	TBD ("Final Approval Date")
Administrator provides to the City the tax ID number, a completed W-9 Form, and the routing and account information for the bank account to deposit the Class Funds (Settlement Stip. ¶ 55)	Within 21 Days After Final Approval Date
Effective Date for Payment (City to deposit the Class Fund into a bank account designated by the Claims Administrator) (Settlement Stip. ¶ 46)	45 Days After Final Approval Date
Claims Administrator to start paying all valid Claims Awards	Within 30 days of the Receipt of the Total Class Fund from the City
Claims Administrator may void uncashed checks mailed to eligible Class Members (Settlement Stip. ¶ 70)	After 120 days of check issuance
Payment by the City of the Class Representatives service awards and/or Settlement Amounts for named Plaintiffs (Settlement Stip. ¶ 44)	90 Days After the Final Approval Date
Payment by the City of attorneys' fees and costs (Settlement Stip. ¶ 84)	90 Days after a Court order concerning attorneys' fees and costs, or any appeal thereof
Any funds remaining in the Class Fund after award payments to eligible Class Members reverts to the City (Settlement Stip. ¶ 48)	One year after the Effective Date for Payment

Date: August 3, 2023
New York, New York

COHEN&GREEN P.L.L.C.

By: 

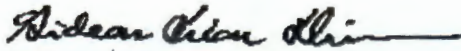
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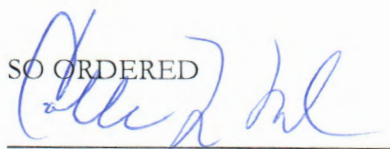
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By: Jenny Weng

Jenny Weng
Omar Siddiqi
Genevieve Nelson

SO ORDERED



HON. COLLEEN MCMAHON

Dated: 9/8/2023